



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

OFFICE OF
COMPLIANCE AND ENFORCEMENT

JUN 28 2010

Reply to: OCE-133

CERTIFIED MAIL-7008 0150 0003 7546 6895
RETURN RECEIPT REQUESTED

Ed Pomeroy, Owner/Operator
The Pomeroy Farm, LLC
7304 Vista Drive
Ferndale, Washington 98248

Re: March 31, 2010, NPDES Compliance Inspection
NPDES Permit Number WAU000481

Dear Mr. Pomeroy:

On March 31, 2010, the U.S. Environmental Protection Agency (EPA) inspected your facility to evaluate its compliance with the Clean Water Act. I would like to express my appreciation for your staff's time and cooperation during the inspection. At the time of inspection, the EPA inspector did not observe any areas of concern.

During a September 3, 2009, inspection, the Washington State Department of Agriculture (WSDA) found evidence that your facility was not utilizing all of the available land for application as identified in your Nutrient Management Plan (NMP), effectively operating over the maximum animal density allowed. Please follow up with Nora Mena (WSDA), phone (360) 902-2894, to update your NMP.

Although our goal is to ensure facilities comply fully with the Clean Water Act, the ultimate responsibility rests with the facility. As such, I strongly encourage your company to continue its efforts to maintain full knowledge of the Clean Water Act and to take appropriate measures to ensure full compliance. If you have any questions concerning this matter, please call Steven Potokar, CAFO Enforcement Coordinator, at (206) 553-6354.

Sincerely,

Kimberly A. Ogle
Kimberly A. Ogle, Manager
NPDES Compliance Unit

cc: Nora Mena, Washington State Department of Agriculture
Richard Grout, Ecology
Kurt Niemeyer, Washington State Department of Agriculture